

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)
SMITH, WILLIAM R) CASE NO. 00-11374
)
) CHAPTER 7
DEBTOR(S))

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND REPORT OF PROPOSED DISTRIBUTION**

Stephen J. Zayler, the Trustee of the estate of the above-named Debtor(s), certifies under penalty of perjury, to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claims as appropriate in preparation for the proposed distribution, and that the proposed distribution attached herewith is proper and consistent with the law and rules of the court. The Trustee hereby applies for commission and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document, once filed, constitutes my valid signature for the purposes of 11 U.S.C. §704(9) and Fed. R. Bankr. Pro. 9011.

Therefore, the Trustee respectfully requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

DATE: December 3, 2004

/s/ Stephen J. Zayler

Stephen J. Zayler
Trustee

REVIEWED BY THE UNITED STATES TRUSTEE:

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

United States Trustee

Date: _____

By: _____

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)	
SMITH, WILLIAM R)	CASE NO. 00-11374
)	
)	CHAPTER 7
DEBTOR(S))	

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them, and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of A Supplemental Final Report and Account and certification by the U.S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: December 3, 2004

/s/ Stephen J. Zayler

Stephen J. Zayler Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF December 3, 2004

A. RECEIPTS	\$43,082.52
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B. DISBURSEMENTS

(1) Secured creditors	0.00
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(2) Administrative	19,758.69
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(3) Priority	0.00
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(4) Other	0.00
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TOTAL DISBURSEMENTS	\$19,758.69
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BALANCE OF FUNDS	\$23,323.83
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FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Page: 1

Case No: 00-11374 BP1 Judge: BILL PARKER
Case Name: SMITH, WILLIAM R

Trustee Name: Stephen J. Zayler
Date Filed (f) or Converted (c): 07/25/00 (f)
341(a) Meeting Date: 09/08/00
Claims Bar Date: 12/14/00

For Period Ending: 12/03/04

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. CKG. & SAV. ACCT.	59.00	0.00		0.00	FA
2. HOUSEHOLD GOODS	500.00	0.00		0.00	FA
3. WEARING APPAREL	200.00	0.00		0.00	FA
4. IBEW RETIREMENT	20,000.00	0.00		0.00	FA
5. ASBESTOS LAWSUIT	17,791.00	7,209.00		43,024.10	FA
This asset has been given a value as required by the reporting requirements. This is only a best guess estimate and may or may not be accurate.					
6. 1994 FORD DIESEL	9,800.00	0.00		0.00	FA
7. Post-Petition Interest Deposits (u)	Unknown	N/A		58.42	Unknown

				Gross Value of Remaining Assets
TOTALS (Excluding Unknown Values)	\$ 48,350.00	\$ 7,209.00	\$ 43,082.52	\$0.00
				(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Initial Projected Date of Final Report (TFR): 12/31/01 Current Projected Date of Final Report (TFR): 12/31/05

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Page: 1

Case No: 00-11374 BP1
Case Name: SMITH, WILLIAM R

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3754900644 Money Market - Interest Bearing

Taxpayer ID No: 75-6662563
For Period Ending: 12/03/04

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
			BALANCE FORWARD				0.00
10/21/02	5	HISSY, KIENTZ, & HERRON, P.L.L.C	PARTIAL SETTLEMENT PROCEEDS	1142-000	14,400.00		14,400.00
10/23/02	000101	HISSY, KIENTZ, & HERRON P.L.L.C., LLP 16800 IMPERIAL VALLEY DR. # 130 HOUSTON, TEXAS 77060	SPECIAL ATTORNEY FEES & EXPENSES PER COURT ORDER ENTERED 10/08/02			7,004.76	7,395.24
			Fees 5,760.00	3210-000			7,395.24
			Expenses 1,244.76	3220-000			7,395.24
10/31/02	7	BANK OF AMERICA	Interest Rate 1.200	1270-000	3.07		7,398.31
11/29/02	7	BANK OF AMERICA	Interest Rate 0.850	1270-000	6.02		7,404.33
12/31/02	7	BANK OF AMERICA	Interest Rate 0.850	1270-000	5.35		7,409.68
01/31/03	7	BANK OF AMERICA	Interest Rate 0.850	1270-000	5.35		7,415.03
02/28/03	7	BANK OF AMERICA	Interest Rate 0.850	1270-000	4.84		7,419.87
03/31/03	7	BANK OF AMERICA	Interest Rate 0.500	1270-000	3.36		7,423.23
04/30/03	7	BANK OF AMERICA	Interest Rate 0.500	1270-000	3.05		7,426.28
05/30/03	7	BANK OF AMERICA	Interest Rate 0.500	1270-000	3.15		7,429.43
06/30/03	7	BANK OF AMERICA	Interest Rate 0.500	1270-000	3.05		7,432.48
07/31/03	7	BANK OF AMERICA	Interest Rate 0.200	1270-000	1.26		7,433.74
08/29/03	7	BANK OF AMERICA	Interest Rate 0.200	1270-000	1.26		7,435.00
09/30/03	7	BANK OF AMERICA	Interest Rate 0.200	1270-000	1.22		7,436.22
10/31/03	7	BANK OF AMERICA	Interest Rate 0.200	1270-000	1.26		7,437.48
11/28/03	7	BANK OF AMERICA	Interest Rate 0.200	1270-000	1.22		7,438.70
12/31/03	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.63		7,439.33
01/30/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.63		7,439.96
02/27/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.59		7,440.55
03/31/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.63		7,441.18
04/30/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.61		7,441.79
05/28/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.63		7,442.42
06/30/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.61		7,443.03
07/30/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.63		7,443.66

Page Subtotals 14,448.42 7,004.76

FORM 2

Page: 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 00-11374 BP1
Case Name: SMITH, WILLIAM R

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3754900644 Money Market - Interest Bearing

Taxpayer ID No: 75-6662563
For Period Ending: 12/03/04

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
08/18/04	5	HISSEY, KIENTZ, & HERRON, P.L.L.C	PARTIAL SETTLEMENT PROCEEDS	1142-000	28,624.10		36,067.76
08/31/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	1.56		36,069.32
09/30/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	2.96		36,072.28
10/06/04	000102	HISSY, KIENTZ, & HERRON P.L.L.C., LLP 16800 IMPERIAL VALLEY DR. # 130 HOUSTON, TEXAS 77060	SEPCIAL ATTORNEY FEES & EXPENSES Per Court Order Entered 10/4/04			5,653.52	30,418.76
			Fees 5,534.64	3210-000			30,418.76
			Expenses 118.88	3220-000			30,418.76
10/06/04	000103	HISSY, KIENTZ, & HERRON P.L.L.C., LLP 16800 IMPERIAL VALLEY DR. # 130 HOUSTON, TEXAS 77060	SEPCIAL ATTORNEY FEES & EXPENSES per court order 10/8/02	3210-000		5,915.00	24,503.76
10/29/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	3.05		24,506.81
11/29/04	000104	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	ATTORNEY FOR TRUSTEE FEES & EXPENSE PER COURT ORDER 11/29/04			1,185.41	23,321.40
			Fees 1,023.50	3110-000			23,321.40
			Expenses 161.91	3120-000			23,321.40
11/30/04	7	BANK OF AMERICA	Interest Rate 0.100	1270-000	2.30		23,323.70
12/03/04	7	BANK OF AMERICA	INTEREST REC'D FROM BANK	1270-000	0.13		23,323.83
12/03/04		Transfer to Acct #3758863318	Final Posting Transfer	9999-000		23,323.83	0.00

Page Subtotals 28,634.10 36,077.76

FORM 2

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ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 00-11374 BP1
Case Name: SMITH, WILLIAM R

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3754900644 Money Market - Interest Bearing

Taxpayer ID No: 75-6662563
For Period Ending: 12/03/04

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)

COLUMN TOTALS	43,082.52	43,082.52	0.00
Less: Bank Transfers	<u>0.00</u>	<u>23,323.83</u>	
Subtotal	43,082.52	19,758.69	
Less: Payments to Debtors		<u>0.00</u>	
Net	43,082.52	19,758.69	

Page Subtotals 0.00 0.00

FORM 2

Page: 4

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 00-11374 BP1
Case Name: SMITH, WILLIAM R

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number: 3758863318 Checking - Non Interest

Taxpayer ID No: 75-6662563
For Period Ending: 12/03/04

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	T-Code	Deposits (\$)	Disbursements (\$)	Account Balance (\$)
12/03/04		Transfer from Acct #3754900644	BALANCE FORWARD Transfer In From MMA Account	9999-000	23,323.83		0.00 23,323.83

COLUMN TOTALS	23,323.83	0.00	23,323.83
Less: Bank Transfers	<u>23,323.83</u>	<u>0.00</u>	
Subtotal	0.00	0.00	
Less: Payments to Debtors		<u>0.00</u>	
Net	0.00	0.00	

	NET		ACCOUNT
TOTAL - ALL ACCOUNTS	NET DEPOSITS	DISBURSEMENTS	BALANCE
Money Market - Interest Bearing - 3754900644	43,082.52	19,758.69	0.00
Checking - Non Interest - 3758863318	0.00	0.00	23,323.83
	<u>43,082.52</u>	<u>19,758.69</u>	<u>23,323.83</u>
	=====	=====	=====

Page Subtotals 23,323.83 0.00

SCHEDULE B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS

Receipts	\$37,005.51	25% of First \$5,000	\$1,250.00
Less	-\$5,000	(\$1,250.00 Max)	
Balance	\$32,005.51	10% of Next \$45,000	\$3,200.55
Less	-\$45,000	(\$4,500.00 Max)	
Balance	\$0.00	5% of Next \$950,000	\$0.00
Less	-\$950,000	(\$47,500.00 Max)	
Balance	\$0.00	3% of Balance	\$0.00

TOTAL COMPENSATION REQUESTED \$4,450.55

TRUSTEE EXPENSES:

Premium on Trustee's Bond	\$0.00
Travel (0.00 at 0.00cents per mile)	\$0.00
Copies (345.00 page at 0.25 cents per copy)	\$86.25
Postage	\$27.24
Telephone Charges	\$3.00
Clerical/Secretarial (5.20 at 25.00 per hour)	\$130.00
Paralegal/Assistance (0.00 at 0.00 per hour)	\$0.00
Supplies/Stationary	\$1.00
Distribution Expenses	\$0.00
Miscellaneous	\$0.00

TOTAL EXPENSES \$247.49

Records : Trustee did not take possession of
business or personal records of Debtor.

x

Notice given debtor on
to pick up business or personal records
in hands of Trustee.

Compensation and Expenses Worksheet

Case Number: 00-11374 BP1

Debtor: SMITH, WILLIAM R

1. COMPUTATION OF COMPENSATION

Total disbursements to other than the debtor are:

Pursuant to 11 U.S.C. § 326, compensation is computed as follows:			\$37,005.51
	\$37,005.51	25% of First \$5,000	\$1,250.00
Less -	\$5,000.00	(\$1,250 Maximum)	
Balance	\$32,005.51	10% of Next \$45,000	\$3,200.55
Less -	\$32,005.51	(\$4,500 Maximum)	
Balance	\$0.00	5% of Next \$950,000	\$0.00
Less -	\$0.00	(\$47,500 Maximum)	
Balance	\$0.00	3% of Balance	\$0.00
TOTAL COMPENSATION CALCULATED:			\$4,450.55
Less Previously Paid Compensation:			\$0.00
TOTAL COMPENSATION REQUESTED:			\$4,450.55

2. TRUSTEE EXPENSES

The Trustee has incurred the following expenses:

09/20/00	COPY: Photocopy/Duplication Expense 1 page @ 0.2500 / page	\$0.25
09/20/00	POST: Postage 1 @ 0.3300	\$0.33
11/17/00	COPY: Photocopy/Duplication Expense 2 pages @ 0.2500 / page	\$0.50
11/17/00	POST: Postage 1 each @ 0.3300 / each	\$0.33
08/08/01	COPY: Photocopy/Duplication Expense 1 page @ 0.2500 / page	\$0.25
08/08/01	POST: Postage 1 each @ 0.3400 / each	\$0.34
10/23/01	COPY: Photocopy/Duplication Expense 1 page @ 0.2500 / page	\$0.25
10/23/01	PHONE: Telephone Expense 1 @ 2.0000 713-224-7670	\$2.00
10/23/01	POST: Postage 1 each @ 4.4200 / each	\$4.42
10/25/01	COPY: Photocopy/Duplication Expense 2 pages @ 0.2500 / page	\$0.50
11/13/01	COPY: Photocopy/Duplication Expense 31 pages @ 0.2500 / page	\$7.75
11/13/01	COPY: Photocopy/Duplication Expense 1 page @ 0.2500 / page	\$0.25
12/17/01	PHONE: Telephone Expense 1 @ 1.0000 713-224-7670	\$1.00
10/21/02	COPY: Photocopy/Duplication Expense 4 pages @ 0.2500 / page	\$1.00

Compensation and Expenses Worksheet

Case Number: 00-11374 BP1

Debtor: SMITH, WILLIAM R

07/24/03	COPY: Photocopy/Duplication Expense 105 pages @ 0.2500 / page	\$26.25
07/25/03	POST: Postage 1 each @ 1.8000 / each	\$1.80
02/12/04	POST: Postage 1 each @ 0.3700 / each	\$0.37
07/09/04	POST: Postage 1 each @ 0.3700 / each	\$0.37
09/08/04	COPY: Photocopy/Duplication Expense 75 pages @ 0.2500 / page	\$18.75
09/09/04	POST: Postage 14 each @ 0.3700 / each	\$5.18
10/06/04	COPY: Photocopy/Duplication Expense 3 pages @ 0.2500 / page	\$0.75
10/06/04	POST: Postage 1 each @ 4.4200 / each	\$4.42
10/07/04	COPY: Photocopy/Duplication Expense 2 pages @ 0.2500 / page	\$0.50
10/07/04	POST: Postage 1 each @ 0.3700 / each	\$0.37
10/20/04	SUPPLY: Supplies & Stationery 5 @ 0.2000 MANILLA FOLDERS	\$1.00
11/15/04	COPY: Photocopy/Duplication Expense 29 pages @ 0.2500 / page	\$7.25
12/03/04	COPY: Photocopy/Duplication Expense 88 pages @ 0.2500 / page	\$22.00
12/03/04	POST: Postage 1 each @ 4.4200 / each	\$4.42
12/03/04	POST: Postage 5 each @ 0.3700 / each	\$1.85
12/03/04	POST: Postage 2 each @ 1.5200 / each	\$3.04
12/03/04	SEC: Secretarial Expense 5.2 @ 25.0000	\$130.00

Expense Summary

	COPY: Photocopy/Duplication Expense 345 pages @ 0.25 / page	\$86.25
	PHONE: Telephone Expense 1 @ 1.00	\$1.00
	PHONE: Telephone Expense 1 @ 2.00	\$2.00
	POST: Postage 1 @ 0.33	\$0.33
	POST: Postage 1 each @ 0.33 / each	\$0.33
	POST: Postage 1 each @ 0.34 / each	\$0.34
	POST: Postage 22 each @ 0.37 / each	\$8.14
	POST: Postage 2 each @ 1.52 / each	\$3.04
	POST: Postage 1 each @ 1.80 / each	\$1.80
	POST: Postage 3 each @ 4.42 / each	\$13.26
	SEC: Secretarial Expense 5.2 @ 25.00	\$130.00
	SUPPLY: Supplies & Stationery 5 @ 0.20	\$1.00

TOTAL EXPENSES CALCULATED:	\$247.49
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Less Previously Paid Expenses:	\$0.00
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TOTAL EXPENSES REQUESTED:	\$247.49
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Compensation and Expenses Worksheet

Case Number: 00-11374 BP1

Debtor: SMITH, WILLIAM R

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TOTAL EXPENSES AND COMPENSATION REQUESTED:

\$4,698.04

DATED: 12/03/04

/s/ Stephen J. Zayler

SIGNED _____ TRUSTEE: Stephen J. Zayler
P. O. Box 150743
Lufkin, TX 75915-0743

THE STATE OF TEXAS)

COUNTY OF)

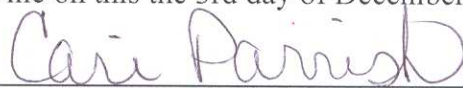
BEFORE ME, the undersigned authority on this date personally appeared Stephen J. Zayler, and under oath stated the following:

“I, Stephen J. Zayler, am the duly appointed Trustee in the William R. Smith bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it is my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341a meeting, collected lawsuit proceeds, and had numerous conferences and correspondence with the debtor, and the debtors’ attorney. Further, I performed all other numerous duties of a Trustee, including, but not limited to, preparing Trustee’s Final Report, will make disbursements and will prepare the Supplemental Final Report.

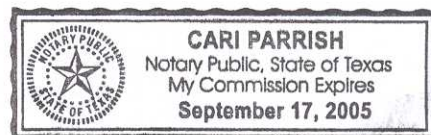


Stephen J. Zayler

SWORN TO AND SUBSCRIBED TO before me on this the 3rd day of December, 2004.



NOTARY PUBLIC, THE STATE OF TEXAS



ITEMIZATION OF SECRETARIAL AND CLERICAL TIME

September 15, 2000 - Load assets, lien, and exemption information;
(RA - .60)

October 21, 2002 - Open bank account and loan bank account information;
(CP - .10)

October 21, 2002 - Prepare W-9 Form;
(CP - .20)

October 21, 2002 - Prepare deposit, post, and transmit;
(CP - .20)

October 23, 2002 - Prepare check to Special Counsel for fees and expenses;
(CP - .20)

November 14, 2002 - Reconcile Bank Statement;
(MB - .10)

December 13, 2002 - Reconcile Bank Statement;
(MB - .10)

January 13, 2003 - Reconcile Bank Statement;
(MB - .10)

February 12, 2003 - Reconcile Bank Statement;
(MB - .10)

March 12, 2003 - Reconcile Bank Statement;
(MB - .10)

April 11, 2003 - Reconcile Bank Statement;
(MB - .10)

May 14, 2003 - Reconcile Bank Statement;
(MB - .10)

June 13, 2003 - Reconcile Bank Statement;
(MB - .10)

July 15, 2003 - Reconcile Bank Statement;
(MB - .10)

August 12, 2003 - Reconcile Bank Statement;
(MB - .10)

September 12, 2003 - Reconcile Bank Statement;
(MB - .10)

October 15, 2003 - Reconcile Bank Statement;
(MB - .10)

November 17, 2003 - Reconcile Bank Statement;
(MB - .10)

December 17, 2003 - Reconcile Bank Statement;
(MB - .10)

January 15, 2004 - Reconcile Bank Statement;
(MB - .10)

February 13, 2004 - Reconcile Bank Statement;
(MB - .10)

March 10, 2004 - Reconcile Bank Statement;
(MB - .10)

April 16, 2004 - Reconcile Bank Statement;
(MB - .10)

May 14, 2004 - Reconcile Bank Statement;
(MB - .10)

June 14, 2004 - Reconcile Bank Statement;
(MB - .10)

July 14, 2004 - Reconcile Bank Statement;
(MB - .10)

August 13, 2004 - Reconcile Bank Statement;
(CP - .10)

August 13, 2004 - Prepare deposit, post, and transmit;
(CP - .20)

September 15, 2004 - Reconcile Bank Statement;
(MB - .10)

October 4, 2004 - Load Claim information;
(CP - .60)

October 6, 2004 - Prepare check to Special Counsel for fees & expenses;
(CP - .20)

October 6, 2004 - Prepare additional check to Special Counsel for fees & expenses approved in a previous Order;
(CP - .20)

October 13, 2004 - Reconcile Bank Statement;
(MB - .10)

October 25, 2004 - Request Court Costs;
(CP - .10)

November 10, 2004 - Reconcile Bank Statement;
(MB - .10)

December 3, 2004 - Compile Trustee's Final Report for Submission to U. S.
Trustee;
(CP - .30)

December 3, 2004 - Transfer funds from MMA to checking account at Bank of
America and post accrued interest;
(CP - .20)

RECAP OF SECRETARIAL & CLERICAL TIME:

REBECCA ALLEN -	0.60 hrs. @ \$25.00/per hr. =	\$ 15.00
CARI PARRISH -	2.20 hrs. @ \$25.00/per hr. =	55.00
MILLIE BUCK -	2.40 hrs. @ \$25.00/per hr. =	60.00
		<hr/>
TOTAL:	5.20 hrs. @ \$25.00/per hr. =	\$ 130.00

ITEMIZATION OF TRUSTEE TIME

August 4, 2000 - Initial review of Schedules and Statement of Financial Affairs;

(SJZ - .20)

August 4, 2000 - Receipt of Notice of Appointment;

(SJZ - .10)

August 4, 2000 - Receipt and review of Notice of 341a meeting;

(SJZ - .10)

September 7, 2000 - Review file prior to 341a meeting;

(SJZ - .10)

September 7, 2000 - Prepare sign-in sheet;

(SJZ - .20)

September 8, 2000 - Conduct 341a Hearing;

(SJZ - .10)

September 8, 2000 - Prepare Proceeding Memo;

(SJZ - .10)

September 8, 2000 - Review of typed proceeding memo and execute same;

(SJZ - .10)

September 8, 2000 - Correspondence to Court transmitting proceeding memo and execute same;

(SJZ - .20)

September 19, 2000 - Prepare letter to asbestos attorney requesting information on case;

(SJZ - .20)

September 21, 2000 - Receive and calendar Order Setting Bar Date;

(SJZ - .10)

September 29, 2000 - Review file for status of administration;

(SJZ - .10)

October 3, 2000 - Prepare Form 1 and Form 2;

(SJZ - .30)

November 17, 2000 - Prepare letter to personal injury attorney I reference to cause of action suite;

(SJZ - .20)

November 28, 2000 - Telephone conference with Sandy at Mike Hisseys Law Office verify action of client;

(SJZ - .10)

February 20, 2001 - Telephone conference with Debtor requesting information on personal injury attorney;

(SJZ - .20)

April 18, 2001 - Telephone conference with attorney Mike Hissey regarding asbestos suit;

(SJZ - .20)

April 10, 2001 - Prepare Form 1 and Form 2;
(SJZ - .30)

August 8, 2001 - Prepare letter requesting status report on case so that we
can file six month reports;
(SJZ - .20)

November 13, 2001 - Prepare affidavit of special counsel;
(SJZ - .30)

November 13, 2001 - Prepare letter transmitting affidavit of special counsel
to attorney Erik Walker;
(SJZ - .20)

November 29, 2001 - Review and execute Application to Employ SJZ;
(SJZ - .10)

January 8, 2002 - Receive and review Order Employing SJZ;
(SJZ - .10)

March 27, 2002 - Review and execute Nunc Pro Tunc Application to Employ
Special Counsel;
(SJZ - .10)

April 16, 2002 - Prepare Form 1 and Form 2;
(SJZ - .30)

April 29, 2002 - Receive and review Order to Employ Special Counsel;
(SJZ - .10)

August 23, 2002 - Telephone conference to discuss status of asbestos case as
it relates to Bankruptcy estate with Rosalyn Moore; newly appointed guardian
for debtor need to obtain guardianship information;
(SJZ - .50)

September 10, 2002 - Review and execute Application to Pay Special Counsel;
(SJZ - .10)

October 9, 2002 - Receive and review Order on Trustee's Application for
Compensation and reimbursement of expenses to special counsel;
(SJZ - .10)

October 21, 2002 - Review of W-9 for NationsBank and execute same;
(SJZ - .10)

October 21, 2002 - Review of deposit and initial deposit;
(SJZ - .10)

October 23, 2002 - Telephone conference to Hissy, Kientz, & Herron regarding
tax ID number;
(SJZ - .10)

November 14, 2002 - Receipt of and review bank statement;
(SJZ - .10)

December 13, 2002 - Receipt of and review bank statement;
(SJZ - .10)

January 13, 2003 - Receipt of and review bank statement;

(SJZ - .10)

February 12, 2003 - Receipt of and review bank statement;
(SJZ - .10)

March 12, 2003 - Receipt of and review bank statement;
(SJZ - .10)

April 11, 2003 - Receipt of and review bank statement;
(SJZ - .10)

April 16, 2003 - Prepare Form 1 and Form 2;
(SJZ - .30)

May 14, 2003 - Receipt of and review bank statement;
(SJZ - .10)

June 13, 2003 - Receipt of and review bank statement;
(SJZ - .10)

July 15, 2003 - Receipt of and review bank statement;
(SJZ - .10)

August 12, 2003 - Receipt of and review bank statement;
(SJZ - .10)

September 12, 2003 - Receipt of and review bank statement;
(SJZ - .10)

October 15, 2003 - Receipt of and review bank statement;
(SJZ - .10)

November 17, 2003 - Receipt of and review bank statement;
(SJZ - .10)

December 17, 2003 - Receipt of and review bank statement;
(SJZ - .10)

January 15, 2004 - Receipt of and review bank statement;
(SJZ - .10)

February 13, 2004 - Receipt of and review bank statement;
(SJZ - .10)

March 10, 2004 - Receipt of and review bank statement;
(SJZ - .10)

April 16, 2004 - Receipt of and review bank statement;
(SJZ - .10)

May 14, 2004 - Receipt of and review bank statement;
(SJZ - .10)

June 14, 2004 - Receipt of and review bank statement;
(SJZ - .10)

July 7, 2004 - Telephone conference with Rosalyn Moore, sister of Debtor,
regarding asbestos settlement;
(SJZ - .10)

July 14, 2004 - Receipt of and review bank statement;
(SJZ - .10)

August 10, 2004 - Telephone conference with Rosalyn Moore, sister of deceased Debtor, regarding settlements;
(SJZ - .20)

August 13, 2004 - Receipt of and review bank statement;
(SJZ - .10)

August 18, 2004 - Review of deposit and initial deposit;
(SJZ - .10)

August 25, 2004 - Receive and review bank stamped deposit slip;
(SJZ - .10)

September 8, 2004 - Review and execute Application to Approve Compromise Settlement Agreement;
(SJZ - .10)

September 8, 2004 - Review and execute Second Application for Administrative Expenses;
(SJZ - .10)

September 15, 2004 - Receipt of and review bank statement;
(SJZ - .10)

October 4, 2004 - Receive and review Order on Second Motion to Approve Compromise Settlement Agreement;
(SJZ - .10)

October 6, 2004 - Review and execute 2 checks made payable to Special Counsel for fees and expenses;
(SJZ - .10)

October 13, 2004 - Receipt of and review bank statement;
(SJZ - .10)

November 10, 2004 - Receipt of and review bank statement;
(SJZ - .10)

TOTAL ITEMIZED TRUSTEE TIME: 8.80 hrs.

Additional Trustee time to be incurred:

Evaluation of case for administration and disposition of assets;

Continuous monitor of case administration;

Preparation of disbursement checks to creditors and Trustee fees and expenses;

Preparation of dividend letter to creditors;

Review additional bank statements;

Preparation of additional Form 1's and 2's as necessary;

Preparation of Trustee's Supplemental Final Report.

SCHEDULE C
EXPENSES OF ADMINISTRATION

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Due
1. 11 U.S.C Sec. 507(a)(1) Court Costs and Fees	0.00	0.00	0.00	0.00
2. 11 U.S.C. Sec. 503(b)(1)(a) Preservation of Estate	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b)(2) Post-Petition taxes and related penalties	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b)(2) Compensation and Reimbursements				
A. Trustee - Compensation	4,450.55	4,450.55	0.00	4,450.55
B. Trustee - Expense	247.49	247.49	0.00	247.49
C. SPECIAL ATTY FEES	18,573.28	18,573.28	18,573.28	0.00
D. TRUSTEE ATTORNEY FEES	1,185.41	1,185.41	1,185.41	0.00
5. Court Special Charges (Excess Notices)	0.00	0.00	0.00	0.00
6. United States Trustee Fees	0.00	0.00	0.00	0.00
BkMk6 TOTALS:	\$24,456.73	\$24,456.73	\$19,758.69	\$4,698.04

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

In Re:

Bankruptcy Case: Chapter 7

William R. Smith

Debtor(s):

BILL OF COURT COSTS

TO:

Stephen Zayler
123 E. Lufkin Avenue PO Box 150743
Lufkin, TX 75915-0743

Notice is hereby given that court costs (and deferred adversary filing fees, if applicable) are now due pursuant to 28 USC Section 1930, in the above case in the amount of
SO (Total Amount)

These costs are itemized as follows

NOTICES

\$0.25 per notice in excess of 50 notices mailed prior to 1/1/87. --

00-11374 **bp**

so (Prior to 1/1/87)

SO.50 per notice for all notices mailed after to 1/1/87

SO (After

NOTE: For Chapter 7 cases filed after 12/1/92, there will be NO NOTICE FEES. (Do Not Bill for \$0.50 per notice)

NOTE: For all other Chapters filed after 1/1/98, there will be NO NOTICE FEES. (Do Not Bill for \$0.50 per notice)

PROCESSING CLAIMS

NOTE: The fee of \$0.25 for clerical processing of each claim in excess of 10 in cases filed under the Act or Code has been eliminated

DEFERRED ADVERSARY FILING FEES

'87)

O(Deferred Adversaries) Chapter 7 Adversary Proceeding(s) filed @ \$120.00/\$150.00 each. so

TOTAL AMOUNT DUE

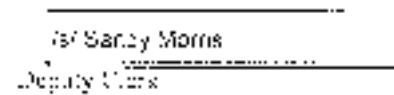
\$0

Check to be made payable to Clerk, U.S. Bankruptcy COU1

Date: **October 25, 2004**

JAMES D. TOKOPH Clerk of Court

BY:


Sandy Morris
Deputy Clerk

SCHEDULE D

SECURED CLAIMS

Claim no.	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Due
TOTALS	0.00		0.00	0.00	0.00

IDENTIFICATION OF SECURED PARTIES AFFECTED:

Claim No. Name of Creditor

Claim No. Name of Creditor

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Amount Claimed	(2) Amount Allowed	(3) Amount Paid	(4) Due
1. For Credit extended - Sec. 364(e)(1)	0.00	0.00	0.00	0.00
2. Claims from failure of adequate protection - Sec. 307(a)(b)	0.00	0.00	0.00	0.00
3. "Gap Claims" - Sec. 507(a)(2)	0.00	0.00	0.00	0.00
4. Wages, etc. - Sec. 507(a)(3)	0.00	0.00	0.00	0.00
5. Contributions to benefit plans - Sec. 507(a)(4)	0.00	0.00	0.00	0.00
6. Consumer deposits - Sec. 507(a)(6)	0.00	0.00	0.00	0.00
7. Taxes - Sec. 507(a)(7)	0.00	0.00	0.00	0.00
8. Other (No Basis):	0.00	0.00	0.00	0.00
TOTALS:	\$0.00	\$0.00	\$0.00	\$0.00

SCHEDULE E

PARTIES AFFECTED:

Priority No. Name of Creditor		Priority No. Name of Creditor		
FILED UNSECURED CLAIMS TOTAL:	15,983.96	15,983.96	0.00	15,983.96
SUBORDINATED UNSECURED CLAIMS TOTAL:	0.00	0.00	0.00	0.00

EXHIBIT A
ANALYSIS OF CLAIMS REGISTER

Case Number: 00-11374

Page 1

Date: December 03, 2004

Debtor Name: SMITH, WILLIAM R

Claim Number Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
025 SAF	HISSY, KIENTZ, & HERRON P.L.L.C., LLP 16800 IMPERIAL VALLEY DR. # 130 HOUSTON, TEXAS 77060	Administrative	Order 10/8/02 \$7,004.76 + \$5,915.00 Order to Pay 10/4/04 \$5,653.52	\$18,573.28	\$18,573.28	\$0.00
025 TAF	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Administrative	per court order 11/29/04	\$1,185.41	\$1,185.41	\$0.00
080 BD	William R. Smith 520 Crepe Myrtle Street Orange, Texas 77630	Unsecured		\$6,077.01	\$0.00	\$6,077.01
00001 070 UC	Sears P.O. Box 3671 Des Moines, IA 50322	Unsecured		\$698.75	\$0.00	\$698.75
00002 070 UC	Discover P.O. Box 8003 Hilliard, OH 43026	Unsecured		\$1,517.38	\$0.00	\$1,517.38
00003 070 UC	Fleet P.O. Box 1016 Horsham, PA 19044	Unsecured		\$3,452.91	\$0.00	\$3,452.91
00004 070 UC	American Express Centurion Bank Optima Card c/o Becket & Lee P.O. Box 3001 Malvern, PA 19355-0701	Unsecured		\$3,637.26	\$0.00	\$3,637.26
00005 070 UC	Sears P.O. Box 3671 Des Moines, IA 50322	Unsecured		\$600.65	\$0.00	\$600.65
Case Totals:				\$35,742.65	\$19,758.69	\$15,983.96

Code #: Trustee's Claim Number, Priority Code, Claim Type

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)	
SMITH, WILLIAM R)	CASE NO. 00-11374
)	
)	CHAPTER 7
DEBTOR(S))	

TRUSTEE'S REPORT OF
PROPOSED FINAL DISTRIBUTIONS

The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection thereto is made, filed and served on the trustee and on the United States trustee.

1. BALANCE ON HAND	\$23,323.83
2. ADMINISTRATIVE EXPENSES TO BE PAID * (note)	\$4,698.04
3. SECURED CLAIMS TO BE PAID * (note)	\$0.00
4. PRIORITY CLAIMS TO BE PAID * (note)	\$0.00
5. UNSECURED CLAIMS TO BE PAID * (note)	\$9,906.95
Interest Paid on Unsecured Claims	\$2,641.83
6. OTHER DISTRIBUTIONS TO BE PAID * (note)	\$6,077.01
Excess Funds Back to Debtor	
7. TOTAL DISTRIBUTIONS TO BE MADE	\$23,323.83
(Sum of lines 2 through 6)	
8. ZERO BALANCE AFTER ALL DISTRIBUTIONS	\$0.00
(Line 1 less line 7)	

* (See attached schedule of payees and amounts)

_____ /s/ Stephen J. Zayler Stephen J. Zayler	(Trustee)
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PROPOSED DISTRIBUTION

Case Number: 00-11374 BP1
Debtor Name: SMITH, WILLIAM R

Page 1

Date: December 3, 2004

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Payment	Interest Paid To Date	Proposed Interest	Total Proposed Pymt	Funds Remaining
Beginning Balance											\$23,323.83
	Stephen J. Zayler COMPENSATION	Admin		\$4,450.55	\$0.00	\$4,450.55	\$4,450.55	\$0.00	\$0.00	\$4,450.55	\$18,873.28
	Stephen J. Zayler EXPENSES	Admin		\$247.49	\$0.00	\$247.49	\$247.49	\$0.00	\$0.00	\$247.49	\$18,625.79
	HISSY, KIENTZ, & HERRON P.L.L.C., LLP	Admin	025	\$18,573.28	\$18,573.28	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$18,625.79
	STEPHEN J. ZAYLER	Admin	025	\$1,185.41	\$1,185.41	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$18,625.79
00001	Sears	Unsec	070	\$698.75	\$0.00	\$698.75	\$698.75	\$0.00	\$186.33	\$885.08	\$17,740.71
00002	Discover	Unsec	070	\$1,517.38	\$0.00	\$1,517.38	\$1,517.38	\$0.00	\$404.63	\$1,922.01	\$15,818.70
00003	Fleet	Unsec	070	\$3,452.91	\$0.00	\$3,452.91	\$3,452.91	\$0.00	\$920.77	\$4,373.68	\$11,445.02
00004	American Express Centurion Bank	Unsec	070	\$3,637.26	\$0.00	\$3,637.26	\$3,637.26	\$0.00	\$969.93	\$4,607.19	\$6,837.83
00005	Sears	Unsec	070	\$600.65	\$0.00	\$600.65	\$600.65	\$0.00	\$160.17	\$760.82	\$6,077.01
	William R. Smith	Unsec	080	\$6,077.01	\$0.00	\$6,077.01	\$6,077.01	\$0.00	\$0.00	\$6,077.01	\$0.00
<< Totals >>				\$40,440.69	\$19,758.69	\$20,682.00	\$20,682.00	\$0.00	\$2,641.83	\$23,323.83	\$0.00

Proposed distribution is dependent on the Court's rulings on administrative expenses, contest of claims, and/or objections made to this proposed distribution. Interest was calculated from the Case Petition Date of 07/25/00 through 12/03/04 at a rate of 6.11% (annualized simple interest).